

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 1331-143

Reid W. von Borstel, et al

C# M#

Serial No. 08/463,740

Group Art Unit: 1623

Filed: June 5, 1995

Examiner: Owens, H.

Date: September 5, 2001

Title: PYRIMIDINE NUCLEOTIDE PRECURSORS FOR TREATMENT OF SYSTEMIC  
INFLAMMATION AND INFLAMMATORY HEPATITIS

Assistant Commissioner for Patents

Washington, DC 20231

SEP 05 2001  
PATENT & TRADEMARK OFFICE

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SEP 07 2001

TECH CENTER 1600/2900

Sir:

**INFORMATION DISCLOSURE STATEMENT**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

**Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 80.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$270.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$390.00/2 months; \$890.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$710.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 0.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 180.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

**TOTAL FEE ENCLOSED \$ 180.00**

The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8<sup>th</sup> Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
LCM:lks

NIXON &amp; VANDERHYE P.C.

By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: 

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Atty. Ref.: 1331-143

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For: PYRIMIDINE NUCLEOTIDE PRECURSORS FOR  
TREATMENT OF SYSTEMIC INFLAMMATION AND  
INFLAMMATORY HEPATITIS

\* \* \* \* \*

September 5, 2001

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Attached is a completed Form PTO-1449 listing a U.S. patent in connection with this application. Also enclosed is a copy of the patent and a copy of a European Search Report mailed June 6, 2001 in the counterpart European application. The Search Report lists three other references which were included in the IDS filed on September 12, 1995. It is noted that the PTO 1449 which accompanied that IDS has not been initialed and returned to undersigned. The record indicates that the PTO 1449 was not initialed because the Examiner could not locate the references in earlier-filed applications. However, an identical IDS (copy attached) was filed on the same date (September 12, 1995) in a related application Serial No. 08/465,455, and there the Examiner did initial the PTO 1449 (copy attached). It is clear, therefore, that the references were available to the Examiner. It is requested that the PTO form 1449 filed in the present case on September 12, 1995 be initialed and returned with the next paper to issue in this case.

It is hereby certified that the patent contained herein was first cited in a communication from a foreign patent office in a counterpart foreign application

not more than 3 months from the filing date of this statement [see C.F.R. § 1.97(e)(1)].

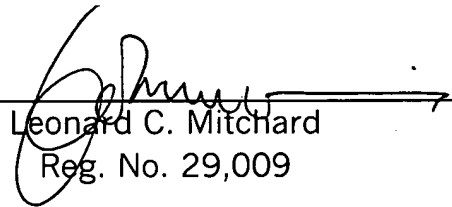
The IDS fee of \$180.00 is attached. The Commissioner is hereby authorized to charge our Deposit Account No. 14-1140 for any deficiency in the fees required in connection with the filing of this Information Disclosure Statement.

The Examiner is requested to initial the attached PTO-1449, and to return a copy of the initialed document to the undersigned as an indication that the listed references have been considered and made of record.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: \_\_\_\_\_

  
Leonard C. Mitchard  
Reg. No. 29,009

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Attachments: USP 3,161,565; EPO  
Search Report; copy of IDS in USSN  
08/465,455 and initialed PTO 1449 in  
that case.